



Rep. Kelly M. Cassidy

Filed: 5/25/2016

09900SB3162ham002

LRB099 20679 HEP 49191 a

1 AMENDMENT TO SENATE BILL 3162

2 AMENDMENT NO. _____. Amend Senate Bill 3162 on page 1, by
3 inserting immediately below line 3 the following:

4 "Section 3. The Counties Code is amended by changing
5 Section 5-39001 as follows:

6 (55 ILCS 5/5-39001) (from Ch. 34, par. 5-39001)

7 Sec. 5-39001. Establishment and use; fee. The county board
8 of any county may establish and maintain a county law library,
9 to be located in any county building or privately or publicly
10 owned building at the county seat of government. The term
11 "county building" includes premises leased by the county from a
12 public building commission created under the Public Building
13 Commission Act. After August 2, 1976, the county board of any
14 county may establish and maintain a county law library at the
15 county seat of government and, in addition, branch law
16 libraries in other locations within that county as the county

1 board deems necessary.

2 The facilities of those libraries shall be freely available
3 to all licensed Illinois attorneys, judges, other public
4 officers of the county, and all members of the public, whenever
5 the court house is open, and may include self-help centers and
6 other legal assistance programs for the public as part of the
7 services it provides on-site and online.

8 The expense of establishing and maintaining those
9 libraries shall be borne by the county. To defray that expense,
10 including the expense of any attendant self-help centers and
11 legal assistance programs, in any county having established a
12 county law library or libraries, the clerk of all trial courts
13 located at the county seat of government shall charge and
14 collect a county law library fee of \$2, and the county board
15 may authorize a county law library fee of not to exceed \$21
16 through December 31, 2021 and \$19 on and after January 1, 2022
17 ~~(i) \$18 in 2009, (ii) \$19 in 2010, and (iii) \$21 in 2011 and~~
18 ~~thereafter~~, to be charged and collected by the clerks of all
19 trial courts located in the county. The fee shall be paid at
20 the time of filing the first pleading, paper, or other
21 appearance filed by each party in all civil cases, but no
22 additional fee shall be required if more than one party is
23 represented in a single pleading, paper, or other appearance.

24 Each clerk shall commence those charges and collections
25 upon receipt of written notice from the chairman of the county
26 board that the board has acted under this Division to establish

1 and maintain a law library.

2 The fees shall be in addition to all other fees and charges
3 of the clerks, assessable as costs, remitted by the clerks
4 monthly to the county treasurer, and retained by the county
5 treasurer in a special fund designated as the County Law
6 Library Fund. Except as otherwise provided in this paragraph,
7 disbursements from the fund shall be by the county treasurer,
8 on order of a majority of the resident circuit judges of the
9 circuit court of the county. In any county with more than
10 2,000,000 inhabitants, the county board shall order
11 disbursements from the fund and the presiding officer of the
12 county board, with the advice and consent of the county board,
13 may appoint a library committee of not less than 9 members,
14 who, by majority vote, may recommend to the county board as to
15 disbursements of the fund and the operation of the library. In
16 single county circuits with 2,000,000 or fewer inhabitants,
17 disbursements from the County Law Library Fund shall be made by
18 the county treasurer on the order of the chief judge of the
19 circuit court of the county. In those single county circuits,
20 the number of personnel necessary to operate and maintain the
21 county law library shall be set by and those personnel shall be
22 appointed by the chief judge. The county law library personnel
23 shall serve at the pleasure of the appointing authority. The
24 salaries of those personnel shall be fixed by the county board
25 of the county. Orders shall be pre-audited, funds shall be
26 audited by the county auditor, and a report of the orders and

1 funds shall be rendered to the county board and to the judges.

2 Fees shall not be charged in any criminal or quasi-criminal
3 case, in any matter coming to the clerk on change of venue, or
4 in any proceeding to review the decision of any administrative
5 officer, agency, or body.

6 No moneys distributed from the County Law Library Fund may
7 be directly or indirectly used for lobbying activities, as
8 defined in Section 2 of the Lobbyist Registration Act or as
9 defined in any ordinance or resolution of a municipality,
10 county, or other unit of local government in Illinois.

11 (Source: P.A. 98-351, eff. 8-15-13.)"; and

12 on page 1, by replacing line 5 with the following:

13 "Sections 27.1a, 27.2, 27.2a, 27.3a, 27.7, and 28 as follows:

14 (705 ILCS 105/27.1a) (from Ch. 25, par. 27.1a)

15 Sec. 27.1a. The fees of the clerks of the circuit court in
16 all counties having a population of not more than 500,000
17 inhabitants in the instances described in this Section shall be
18 as provided in this Section. In those instances where a minimum
19 and maximum fee is stated, the clerk of the circuit court must
20 charge the minimum fee listed and may charge up to the maximum
21 fee if the county board has by resolution increased the fee.
22 The fees shall be paid in advance and shall be as follows:

23 (a) Civil Cases.

1 With the following exceptions, the ~~The~~ fee for filing a
2 complaint, petition, or other pleading initiating a civil
3 action, ~~with the following exceptions,~~ shall be a minimum
4 of \$40 and shall be a maximum of \$160 through December 31,
5 2021 and a maximum of \$155 on and after January 1, 2022.

6 (A) When the amount of money or damages or the
7 value of personal property claimed does not exceed
8 \$250, \$10.

9 (B) When that amount exceeds \$250 but does not
10 exceed \$500, a minimum of \$10 and a maximum of \$20.

11 (C) When that amount exceeds \$500 but does not
12 exceed \$2500, a minimum of \$25 and a maximum of \$40.

13 (D) When that amount exceeds \$2500 but does not
14 exceed \$15,000, a minimum of \$25 and a maximum of \$75.

15 (E) For the exercise of eminent domain, a minimum
16 of \$45 and a maximum of \$150. For each additional lot
17 or tract of land or right or interest therein subject
18 to be condemned, the damages in respect to which shall
19 require separate assessment by a jury, a minimum of \$45
20 and a maximum of \$150.

21 (a-1) Family.

22 For filing a petition under the Juvenile Court Act of
23 1987, \$25.

24 For filing a petition for a marriage license, \$10.

25 For performing a marriage in court, \$10.

26 For filing a petition under the Illinois Parentage Act

1 of 2015, \$40.

2 (b) Forcible Entry and Detainer.

3 In each forcible entry and detainer case when the
4 plaintiff seeks possession only or unites with his or her
5 claim for possession of the property a claim for rent or
6 damages or both in the amount of \$15,000 or less, a minimum
7 of \$10 and a maximum of \$50. When the plaintiff unites his
8 or her claim for possession with a claim for rent or
9 damages or both exceeding \$15,000, a minimum of \$40 and a
10 maximum of \$160.

11 (c) Counterclaim or Joining Third Party Defendant.

12 When any defendant files a counterclaim as part of his
13 or her answer or otherwise or joins another party as a
14 third party defendant, or both, the defendant shall pay a
15 fee for each counterclaim or third party action in an
16 amount equal to the fee he or she would have had to pay had
17 he or she brought a separate action for the relief sought
18 in the counterclaim or against the third party defendant,
19 less the amount of the appearance fee, if that has been
20 paid.

21 (d) Confession of Judgment.

22 In a confession of judgment when the amount does not
23 exceed \$1500, a minimum of \$20 and a maximum of \$50. When
24 the amount exceeds \$1500, but does not exceed \$15,000, a
25 minimum of \$40 and a maximum of \$115. When the amount
26 exceeds \$15,000, a minimum of \$40 and a maximum of \$200.

1 (e) Appearance.

2 The fee for filing an appearance in each civil case
3 shall be a minimum of \$15 and a maximum of \$60, except as
4 follows:

5 (A) When the plaintiff in a forcible entry and
6 detainer case seeks possession only, a minimum of \$10
7 and a maximum of \$50.

8 (B) When the amount in the case does not exceed
9 \$1500, a minimum of \$10 and a maximum of \$30.

10 (C) When that amount exceeds \$1500 but does not
11 exceed \$15,000, a minimum of \$15 and a maximum of \$60.

12 (f) Garnishment, Wage Deduction, and Citation.

13 In garnishment affidavit, wage deduction affidavit,
14 and citation petition when the amount does not exceed
15 \$1,000, a minimum of \$5 and a maximum of \$15; when the
16 amount exceeds \$1,000 but does not exceed \$5,000, a minimum
17 of \$5 and a maximum of \$30; and when the amount exceeds
18 \$5,000, a minimum of \$5 and a maximum of \$50.

19 (g) Petition to Vacate or Modify.

20 (1) Petition to vacate or modify any final judgment or
21 order of court, except in forcible entry and detainer cases
22 and small claims cases or a petition to reopen an estate,
23 to modify, terminate, or enforce a judgment or order for
24 child or spousal support, or to modify, suspend, or
25 terminate an order for withholding, if filed before 30 days
26 after the entry of the judgment or order, a minimum of \$20

1 and a maximum of \$50.

2 (2) Petition to vacate or modify any final judgment or
3 order of court, except a petition to modify, terminate, or
4 enforce a judgment or order for child or spousal support or
5 to modify, suspend, or terminate an order for withholding,
6 if filed later than 30 days after the entry of the judgment
7 or order, a minimum of \$20 and a maximum of \$75.

8 (3) Petition to vacate order of bond forfeiture, a
9 minimum of \$10 and a maximum of \$40.

10 (h) Mailing.

11 When the clerk is required to mail, the fee will be a
12 minimum of \$2 and a maximum of \$10, plus the cost of
13 postage.

14 (i) Certified Copies.

15 Each certified copy of a judgment after the first,
16 except in small claims and forcible entry and detainer
17 cases, a minimum of \$2 and a maximum of \$10.

18 (j) Habeas Corpus.

19 For filing a petition for relief by habeas corpus, a
20 minimum of \$60 and a maximum of \$100.

21 (k) Certification, Authentication, and Reproduction.

22 (1) Each certification or authentication for taking
23 the acknowledgment of a deed or other instrument in writing
24 with the seal of office, a minimum of \$2 and a maximum of
25 \$6.

26 (2) Court appeals when original documents are

1 forwarded, under 100 pages, plus delivery and costs, a
2 minimum of \$20 and a maximum of \$60.

3 (3) Court appeals when original documents are
4 forwarded, over 100 pages, plus delivery and costs, a
5 minimum of \$50 and a maximum of \$150.

6 (4) Court appeals when original documents are
7 forwarded, over 200 pages, an additional fee of a minimum
8 of 20 cents and a maximum of 25 cents per page.

9 (5) For reproduction of any document contained in the
10 clerk's files:

11 (A) First page, a minimum of \$1 and a maximum of
12 \$2.

13 (B) Next 19 pages, 50 cents per page.

14 (C) All remaining pages, 25 cents per page.

15 (l) Remands.

16 In any cases remanded to the Circuit Court from the
17 Supreme Court or the Appellate Court for a new trial, the
18 clerk shall file the remanding order and reinstate the case
19 with either its original number or a new number. The Clerk
20 shall not charge any new or additional fee for the
21 reinstatement. Upon reinstatement the Clerk shall advise
22 the parties of the reinstatement. A party shall have the
23 same right to a jury trial on remand and reinstatement as
24 he or she had before the appeal, and no additional or new
25 fee or charge shall be made for a jury trial after remand.

26 (m) Record Search.

1 For each record search, within a division or municipal
2 district, the clerk shall be entitled to a search fee of a
3 minimum of \$4 and a maximum of \$6 for each year searched.

4 (n) Hard Copy.

5 For each page of hard copy print output, when case
6 records are maintained on an automated medium, the clerk
7 shall be entitled to a fee of a minimum of \$4 and a maximum
8 of \$6.

9 (o) Index Inquiry and Other Records.

10 No fee shall be charged for a single
11 plaintiff/defendant index inquiry or single case record
12 inquiry when this request is made in person and the records
13 are maintained in a current automated medium, and when no
14 hard copy print output is requested. The fees to be charged
15 for management records, multiple case records, and
16 multiple journal records may be specified by the Chief
17 Judge pursuant to the guidelines for access and
18 dissemination of information approved by the Supreme
19 Court.

20 (p) (Blank).

21 (q) Alias Summons.

22 For each alias summons or citation issued by the clerk,
23 a minimum of \$2 and a maximum of \$5.

24 (r) Other Fees.

25 Any fees not covered in this Section shall be set by
26 rule or administrative order of the Circuit Court with the

1 approval of the Administrative Office of the Illinois
2 Courts.

3 The clerk of the circuit court may provide additional
4 services for which there is no fee specified by statute in
5 connection with the operation of the clerk's office as may
6 be requested by the public and agreed to by the clerk and
7 approved by the chief judge of the circuit court. Any
8 charges for additional services shall be as agreed to
9 between the clerk and the party making the request and
10 approved by the chief judge of the circuit court. Nothing
11 in this subsection shall be construed to require any clerk
12 to provide any service not otherwise required by law.

13 (s) Jury Services.

14 The clerk shall be entitled to receive, in addition to
15 other fees allowed by law, the sum of a minimum of \$62.50
16 and a maximum of \$212.50, as a fee for the services of a
17 jury in every civil action not quasi-criminal in its nature
18 and not a proceeding for the exercise of the right of
19 eminent domain and in every other action wherein the right
20 of trial by jury is or may be given by law. The jury fee
21 shall be paid by the party demanding a jury at the time of
22 filing the jury demand. If the fee is not paid by either
23 party, no jury shall be called in the action or proceeding,
24 and the same shall be tried by the court without a jury.

25 (t) Voluntary Assignment.

26 For filing each deed of voluntary assignment, a minimum

1 of \$10 and a maximum of \$20; for recording the same, a
2 minimum of 25 cents and a maximum of 50 cents for each 100
3 words. Exceptions filed to claims presented to an assignee
4 of a debtor who has made a voluntary assignment for the
5 benefit of creditors shall be considered and treated, for
6 the purpose of taxing costs therein, as actions in which
7 the party or parties filing the exceptions shall be
8 considered as party or parties plaintiff, and the claimant
9 or claimants as party or parties defendant, and those
10 parties respectively shall pay to the clerk the same fees
11 as provided by this Section to be paid in other actions.

12 (u) Expungement Petition.

13 The clerk shall be entitled to receive a fee of a
14 minimum of \$15 and a maximum of \$60 for each expungement
15 petition filed and an additional fee of a minimum of \$2 and
16 a maximum of \$4 for each certified copy of an order to
17 expunge arrest records.

18 (v) Probate.

19 The clerk is entitled to receive the fees specified in
20 this subsection (v), which shall be paid in advance, except
21 that, for good cause shown, the court may suspend, reduce,
22 or release the costs payable under this subsection:

23 (1) For administration of the estate of a decedent
24 (whether testate or intestate) or of a missing person, a
25 minimum of \$50 and a maximum of \$150, plus the fees
26 specified in subsection (v) (3), except:

1 (A) When the value of the real and personal
2 property does not exceed \$15,000, the fee shall be a
3 minimum of \$25 and a maximum of \$40.

4 (B) When (i) proof of heirship alone is made, (ii)
5 a domestic or foreign will is admitted to probate
6 without administration (including proof of heirship),
7 or (iii) letters of office are issued for a particular
8 purpose without administration of the estate, the fee
9 shall be a minimum of \$10 and a maximum of \$40.

10 (C) For filing a petition to sell Real Estate, \$50.

11 (2) For administration of the estate of a ward, a
12 minimum of \$50 and a maximum of \$75, plus the fees
13 specified in subsection (v) (3), except:

14 (A) When the value of the real and personal
15 property does not exceed \$15,000, the fee shall be a
16 minimum of \$25 and a maximum of \$40.

17 (B) When (i) letters of office are issued to a
18 guardian of the person or persons, but not of the
19 estate or (ii) letters of office are issued in the
20 estate of a ward without administration of the estate,
21 including filing or joining in the filing of a tax
22 return or releasing a mortgage or consenting to the
23 marriage of the ward, the fee shall be a minimum of \$10
24 and a maximum of \$20.

25 (C) For filing a Petition to sell Real Estate, \$50.

26 (3) In addition to the fees payable under subsection

1 (v) (1) or (v) (2) of this Section, the following fees are
2 payable:

3 (A) For each account (other than one final account)
4 filed in the estate of a decedent, or ward, a minimum
5 of \$10 and a maximum of \$25.

6 (B) For filing a claim in an estate when the amount
7 claimed is \$150 or more but less than \$500, a minimum
8 of \$10 and a maximum of \$25; when the amount claimed is
9 \$500 or more but less than \$10,000, a minimum of \$10
10 and a maximum of \$40; when the amount claimed is
11 \$10,000 or more, a minimum of \$10 and a maximum of \$60;
12 provided that the court in allowing a claim may add to
13 the amount allowed the filing fee paid by the claimant.

14 (C) For filing in an estate a claim, petition, or
15 supplemental proceeding based upon an action seeking
16 equitable relief including the construction or contest
17 of a will, enforcement of a contract to make a will,
18 and proceedings involving testamentary trusts or the
19 appointment of testamentary trustees, a minimum of \$40
20 and a maximum of \$60.

21 (D) For filing in an estate (i) the appearance of
22 any person for the purpose of consent or (ii) the
23 appearance of an executor, administrator,
24 administrator to collect, guardian, guardian ad litem,
25 or special administrator, no fee.

26 (E) Except as provided in subsection (v) (3) (D),

1 for filing the appearance of any person or persons, a
2 minimum of \$10 and a maximum of \$30.

3 (F) For each jury demand, a minimum of \$62.50 and a
4 maximum of \$137.50.

5 (G) For disposition of the collection of a judgment
6 or settlement of an action or claim for wrongful death
7 of a decedent or of any cause of action of a ward, when
8 there is no other administration of the estate, a
9 minimum of \$30 and a maximum of \$50, less any amount
10 paid under subsection (v) (1) (B) or (v) (2) (B) except
11 that if the amount involved does not exceed \$5,000, the
12 fee, including any amount paid under subsection
13 (v) (1) (B) or (v) (2) (B), shall be a minimum of \$10 and a
14 maximum of \$20.

15 (H) For each certified copy of letters of office,
16 of court order or other certification, a minimum of \$1
17 and a maximum of \$2, plus a minimum of 50 cents and a
18 maximum of \$1 per page in excess of 3 pages for the
19 document certified.

20 (I) For each exemplification, a minimum of \$1 and a
21 maximum of \$2, plus the fee for certification.

22 (4) The executor, administrator, guardian, petitioner,
23 or other interested person or his or her attorney shall pay
24 the cost of publication by the clerk directly to the
25 newspaper.

26 (5) The person on whose behalf a charge is incurred for

1 witness, court reporter, appraiser, or other miscellaneous
2 fee shall pay the same directly to the person entitled
3 thereto.

4 (6) The executor, administrator, guardian, petitioner,
5 or other interested person or his or her attorney shall pay
6 to the clerk all postage charges incurred by the clerk in
7 mailing petitions, orders, notices, or other documents
8 pursuant to the provisions of the Probate Act of 1975.

9 (w) Criminal and Quasi-Criminal Costs and Fees.

10 (1) The clerk shall be entitled to costs in all
11 criminal and quasi-criminal cases from each person
12 convicted or sentenced to supervision therein as follows:

13 (A) Felony complaints, a minimum of \$40 and a
14 maximum of \$100.

15 (B) Misdemeanor complaints, a minimum of \$25 and a
16 maximum of \$75.

17 (C) Business offense complaints, a minimum of \$25
18 and a maximum of \$75.

19 (D) Petty offense complaints, a minimum of \$25 and
20 a maximum of \$75.

21 (E) Minor traffic or ordinance violations, \$10.

22 (F) When court appearance required, \$15.

23 (G) Motions to vacate or amend final orders, a
24 minimum of \$20 and a maximum of \$40.

25 (H) Motions to vacate bond forfeiture orders, a
26 minimum of \$20 and a maximum of \$40.

1 (I) Motions to vacate ex parte judgments, whenever
2 filed, a minimum of \$20 and a maximum of \$40.

3 (J) Motions to vacate judgment on forfeitures,
4 whenever filed, a minimum of \$20 and a maximum of \$40.

5 (K) Motions to vacate "failure to appear" or
6 "failure to comply" notices sent to the Secretary of
7 State, a minimum of \$20 and a maximum of \$40.

8 (2) In counties having a population of not more than
9 500,000 inhabitants, when the violation complaint is
10 issued by a municipal police department, the clerk shall be
11 entitled to costs from each person convicted therein as
12 follows:

13 (A) Minor traffic or ordinance violations, \$10.

14 (B) When court appearance required, \$15.

15 (3) In ordinance violation cases punishable by fine
16 only, the clerk of the circuit court shall be entitled to
17 receive, unless the fee is excused upon a finding by the
18 court that the defendant is indigent, in addition to other
19 fees or costs allowed or imposed by law, the sum of a
20 minimum of \$62.50 and a maximum of \$137.50 as a fee for the
21 services of a jury. The jury fee shall be paid by the
22 defendant at the time of filing his or her jury demand. If
23 the fee is not so paid by the defendant, no jury shall be
24 called, and the case shall be tried by the court without a
25 jury.

26 (x) Transcripts of Judgment.

1 For the filing of a transcript of judgment, the clerk
2 shall be entitled to the same fee as if it were the
3 commencement of a new suit.

4 (y) Change of Venue.

5 (1) For the filing of a change of case on a change of
6 venue, the clerk shall be entitled to the same fee as if it
7 were the commencement of a new suit.

8 (2) The fee for the preparation and certification of a
9 record on a change of venue to another jurisdiction, when
10 original documents are forwarded, a minimum of \$10 and a
11 maximum of \$40.

12 (z) Tax objection complaints.

13 For each tax objection complaint containing one or more
14 tax objections, regardless of the number of parcels
15 involved or the number of taxpayers joining on the
16 complaint, a minimum of \$10 and a maximum of \$50.

17 (aa) Tax Deeds.

18 (1) Petition for tax deed, if only one parcel is
19 involved, a minimum of \$45 and a maximum of \$200.

20 (2) For each additional parcel, add a fee of a minimum
21 of \$10 and a maximum of \$60.

22 (bb) Collections.

23 (1) For all collections made of others, except the
24 State and county and except in maintenance or child support
25 cases, a sum equal to a minimum of 2% and a maximum of 2.5%
26 of the amount collected and turned over.

1 (2) Interest earned on any funds held by the clerk
2 shall be turned over to the county general fund as an
3 earning of the office.

4 (3) For any check, draft, or other bank instrument
5 returned to the clerk for non-sufficient funds, account
6 closed, or payment stopped, \$25.

7 (4) In child support and maintenance cases, the clerk,
8 if authorized by an ordinance of the county board, may
9 collect an annual fee of up to \$36 from the person making
10 payment for maintaining child support records and the
11 processing of support orders to the State of Illinois KIDS
12 system and the recording of payments issued by the State
13 Disbursement Unit for the official record of the Court.
14 This fee shall be in addition to and separate from amounts
15 ordered to be paid as maintenance or child support and
16 shall be deposited into a Separate Maintenance and Child
17 Support Collection Fund, of which the clerk shall be the
18 custodian, ex-officio, to be used by the clerk to maintain
19 child support orders and record all payments issued by the
20 State Disbursement Unit for the official record of the
21 Court. The clerk may recover from the person making the
22 maintenance or child support payment any additional cost
23 incurred in the collection of this annual fee.

24 The clerk shall also be entitled to a fee of \$5 for
25 certifications made to the Secretary of State as provided
26 in Section 7-703 of the Family Financial Responsibility Law

1 and these fees shall also be deposited into the Separate
2 Maintenance and Child Support Collection Fund.

3 (cc) Corrections of Numbers.

4 For correction of the case number, case title, or
5 attorney computer identification number, if required by
6 rule of court, on any document filed in the clerk's office,
7 to be charged against the party that filed the document, a
8 minimum of \$10 and a maximum of \$25.

9 (dd) Exceptions.

10 (1) The fee requirements of this Section shall not
11 apply to police departments or other law enforcement
12 agencies. In this Section, "law enforcement agency" means
13 an agency of the State or a unit of local government which
14 is vested by law or ordinance with the duty to maintain
15 public order and to enforce criminal laws or ordinances.
16 "Law enforcement agency" also means the Attorney General or
17 any state's attorney.

18 (2) No fee provided herein shall be charged to any unit
19 of local government or school district.

20 (3) The fee requirements of this Section shall not
21 apply to any action instituted under subsection (b) of
22 Section 11-31-1 of the Illinois Municipal Code by a private
23 owner or tenant of real property within 1200 feet of a
24 dangerous or unsafe building seeking an order compelling
25 the owner or owners of the building to take any of the
26 actions authorized under that subsection.

1 (4) The fee requirements of this Section shall not
2 apply to the filing of any commitment petition or petition
3 for an order authorizing the administration of
4 psychotropic medication or electroconvulsive therapy under
5 the Mental Health and Developmental Disabilities Code.

6 (ee) Adoptions.

7 (1) For an adoption \$65

8 (2) Upon good cause shown, the court may waive the
9 adoption filing fee in a special needs adoption. The term
10 "special needs adoption" shall have the meaning ascribed to
11 it by the Illinois Department of Children and Family
12 Services.

13 (ff) Adoption exemptions.

14 No fee other than that set forth in subsection (ee)
15 shall be charged to any person in connection with an
16 adoption proceeding nor may any fee be charged for
17 proceedings for the appointment of a confidential
18 intermediary under the Adoption Act.

19 (Source: P.A. 99-85, eff. 1-1-16.)

20 (705 ILCS 105/27.2) (from Ch. 25, par. 27.2)

21 Sec. 27.2. The fees of the clerks of the circuit court in
22 all counties having a population in excess of 500,000
23 inhabitants but less than 3,000,000 inhabitants in the
24 instances described in this Section shall be as provided in
25 this Section. In those instances where a minimum and maximum

1 fee is stated, counties with more than 500,000 inhabitants but
2 less than 3,000,000 inhabitants must charge the minimum fee
3 listed in this Section and may charge up to the maximum fee if
4 the county board has by resolution increased the fee. In
5 addition, the minimum fees authorized in this Section shall
6 apply to all units of local government and school districts in
7 counties with more than 3,000,000 inhabitants. The fees shall
8 be paid in advance and shall be as follows:

9 (a) Civil Cases.

10 With the following exceptions, the ~~The~~ fee for filing a
11 complaint, petition, or other pleading initiating a civil
12 action, ~~with the following exceptions,~~ shall be a minimum
13 of \$150 and shall be a maximum of \$190 through December 31,
14 2021 and a maximum of \$185 on and after January 1, 2022.

15 (A) When the amount of money or damages or the
16 value of personal property claimed does not exceed
17 \$250, a minimum of \$10 and a maximum of \$15.

18 (B) When that amount exceeds \$250 but does not
19 exceed \$1,000, a minimum of \$20 and a maximum of \$40.

20 (C) When that amount exceeds \$1,000 but does not
21 exceed \$2500, a minimum of \$30 and a maximum of \$50.

22 (D) When that amount exceeds \$2500 but does not
23 exceed \$5,000, a minimum of \$75 and a maximum of \$100.

24 (D-5) When the amount exceeds \$5,000 but does not
25 exceed \$15,000, a minimum of \$75 and a maximum of \$150.

26 (E) For the exercise of eminent domain, \$150. For

1 each additional lot or tract of land or right or
2 interest therein subject to be condemned, the damages
3 in respect to which shall require separate assessment
4 by a jury, \$150.

5 (F) No fees shall be charged by the clerk to a
6 petitioner in any order of protection including, but
7 not limited to, filing, modifying, withdrawing,
8 certifying, or photocopying petitions for orders of
9 protection, or for issuing alias summons, or for any
10 related filing service, certifying, modifying,
11 vacating, or photocopying any orders of protection.

12 (b) Forcible Entry and Detainer.

13 In each forcible entry and detainer case when the
14 plaintiff seeks possession only or unites with his or her
15 claim for possession of the property a claim for rent or
16 damages or both in the amount of \$15,000 or less, a minimum
17 of \$40 and a maximum of \$75. When the plaintiff unites his
18 or her claim for possession with a claim for rent or
19 damages or both exceeding \$15,000, a minimum of \$150 and a
20 maximum of \$225.

21 (c) Counterclaim or Joining Third Party Defendant.

22 When any defendant files a counterclaim as part of his
23 or her answer or otherwise or joins another party as a
24 third party defendant, or both, the defendant shall pay a
25 fee for each counterclaim or third party action in an
26 amount equal to the fee he or she would have had to pay had

1 he or she brought a separate action for the relief sought
2 in the counterclaim or against the third party defendant,
3 less the amount of the appearance fee, if that has been
4 paid.

5 (d) Confession of Judgment.

6 In a confession of judgment when the amount does not
7 exceed \$1500, a minimum of \$50 and a maximum of \$60. When
8 the amount exceeds \$1500, but does not exceed \$5,000, \$75.
9 When the amount exceeds \$5,000, but does not exceed
10 \$15,000, \$175. When the amount exceeds \$15,000, a minimum
11 of \$200 and a maximum of \$250.

12 (e) Appearance.

13 The fee for filing an appearance in each civil case
14 shall be a minimum of \$50 and a maximum of \$75, except as
15 follows:

16 (A) When the plaintiff in a forcible entry and
17 detainer case seeks possession only, a minimum of \$20
18 and a maximum of \$40.

19 (B) When the amount in the case does not exceed
20 \$1500, a minimum of \$20 and a maximum of \$40.

21 (C) When the amount in the case exceeds \$1500 but
22 does not exceed \$15,000, a minimum of \$40 and a maximum
23 of \$60.

24 (f) Garnishment, Wage Deduction, and Citation.

25 In garnishment affidavit, wage deduction affidavit,
26 and citation petition when the amount does not exceed

1 \$1,000, a minimum of \$10 and a maximum of \$15; when the
2 amount exceeds \$1,000 but does not exceed \$5,000, a minimum
3 of \$20 and a maximum of \$30; and when the amount exceeds
4 \$5,000, a minimum of \$30 and a maximum of \$50.

5 (g) Petition to Vacate or Modify.

6 (1) Petition to vacate or modify any final judgment or
7 order of court, except in forcible entry and detainer cases
8 and small claims cases or a petition to reopen an estate,
9 to modify, terminate, or enforce a judgment or order for
10 child or spousal support, or to modify, suspend, or
11 terminate an order for withholding, if filed before 30 days
12 after the entry of the judgment or order, a minimum of \$40
13 and a maximum of \$50.

14 (2) Petition to vacate or modify any final judgment or
15 order of court, except a petition to modify, terminate, or
16 enforce a judgment or order for child or spousal support or
17 to modify, suspend, or terminate an order for withholding,
18 if filed later than 30 days after the entry of the judgment
19 or order, a minimum of \$60 and a maximum of \$75.

20 (3) Petition to vacate order of bond forfeiture, a
21 minimum of \$20 and a maximum of \$40.

22 (h) Mailing.

23 When the clerk is required to mail, the fee will be a
24 minimum of \$6 and a maximum of \$10, plus the cost of
25 postage.

26 (i) Certified Copies.

1 Each certified copy of a judgment after the first,
2 except in small claims and forcible entry and detainer
3 cases, a minimum of \$10 and a maximum of \$15.

4 (j) Habeas Corpus.

5 For filing a petition for relief by habeas corpus, a
6 minimum of \$80 and a maximum of \$125.

7 (k) Certification, Authentication, and Reproduction.

8 (1) Each certification or authentication for taking
9 the acknowledgment of a deed or other instrument in writing
10 with the seal of office, a minimum of \$4 and a maximum of
11 \$6.

12 (2) Court appeals when original documents are
13 forwarded, under 100 pages, plus delivery and costs, a
14 minimum of \$50 and a maximum of \$75.

15 (3) Court appeals when original documents are
16 forwarded, over 100 pages, plus delivery and costs, a
17 minimum of \$120 and a maximum of \$150.

18 (4) Court appeals when original documents are
19 forwarded, over 200 pages, an additional fee of a minimum
20 of 20 and a maximum of 25 cents per page.

21 (5) For reproduction of any document contained in the
22 clerk's files:

23 (A) First page, \$2.

24 (B) Next 19 pages, 50 cents per page.

25 (C) All remaining pages, 25 cents per page.

26 (1) Remands.

1 In any cases remanded to the Circuit Court from the
2 Supreme Court or the Appellate Court for a new trial, the
3 clerk shall file the remanding order and reinstate the case
4 with either its original number or a new number. The Clerk
5 shall not charge any new or additional fee for the
6 reinstatement. Upon reinstatement the Clerk shall advise
7 the parties of the reinstatement. A party shall have the
8 same right to a jury trial on remand and reinstatement as
9 he or she had before the appeal, and no additional or new
10 fee or charge shall be made for a jury trial after remand.

11 (m) Record Search.

12 For each record search, within a division or municipal
13 district, the clerk shall be entitled to a search fee of a
14 minimum of \$4 and a maximum of \$6 for each year searched.

15 (n) Hard Copy.

16 For each page of hard copy print output, when case
17 records are maintained on an automated medium, the clerk
18 shall be entitled to a fee of a minimum of \$4 and a maximum
19 of \$6.

20 (o) Index Inquiry and Other Records.

21 No fee shall be charged for a single
22 plaintiff/defendant index inquiry or single case record
23 inquiry when this request is made in person and the records
24 are maintained in a current automated medium, and when no
25 hard copy print output is requested. The fees to be charged
26 for management records, multiple case records, and

1 multiple journal records may be specified by the Chief
2 Judge pursuant to the guidelines for access and
3 dissemination of information approved by the Supreme
4 Court.

5 (p) (Blank).

6 (q) Alias Summons.

7 For each alias summons or citation issued by the clerk,
8 a minimum of \$4 and a maximum of \$5.

9 (r) Other Fees.

10 Any fees not covered in this Section shall be set by
11 rule or administrative order of the Circuit Court with the
12 approval of the Administrative Office of the Illinois
13 Courts.

14 The clerk of the circuit court may provide additional
15 services for which there is no fee specified by statute in
16 connection with the operation of the clerk's office as may
17 be requested by the public and agreed to by the clerk and
18 approved by the chief judge of the circuit court. Any
19 charges for additional services shall be as agreed to
20 between the clerk and the party making the request and
21 approved by the chief judge of the circuit court. Nothing
22 in this subsection shall be construed to require any clerk
23 to provide any service not otherwise required by law.

24 (s) Jury Services.

25 The clerk shall be entitled to receive, in addition to
26 other fees allowed by law, the sum of a minimum of \$192.50

1 and a maximum of \$212.50, as a fee for the services of a
2 jury in every civil action not quasi-criminal in its nature
3 and not a proceeding for the exercise of the right of
4 eminent domain and in every other action wherein the right
5 of trial by jury is or may be given by law. The jury fee
6 shall be paid by the party demanding a jury at the time of
7 filing the jury demand. If the fee is not paid by either
8 party, no jury shall be called in the action or proceeding,
9 and the same shall be tried by the court without a jury.

10 (t) Voluntary Assignment.

11 For filing each deed of voluntary assignment, a minimum
12 of \$10 and a maximum of \$20; for recording the same, a
13 minimum of 25¢ and a maximum of 50¢ for each 100 words.
14 Exceptions filed to claims presented to an assignee of a
15 debtor who has made a voluntary assignment for the benefit
16 of creditors shall be considered and treated, for the
17 purpose of taxing costs therein, as actions in which the
18 party or parties filing the exceptions shall be considered
19 as party or parties plaintiff, and the claimant or
20 claimants as party or parties defendant, and those parties
21 respectively shall pay to the clerk the same fees as
22 provided by this Section to be paid in other actions.

23 (u) Expungement Petition.

24 The clerk shall be entitled to receive a fee of a
25 minimum of \$30 and a maximum of \$60 for each expungement
26 petition filed and an additional fee of a minimum of \$2 and

1 a maximum of \$4 for each certified copy of an order to
2 expunge arrest records.

3 (v) Probate.

4 The clerk is entitled to receive the fees specified in
5 this subsection (v), which shall be paid in advance, except
6 that, for good cause shown, the court may suspend, reduce,
7 or release the costs payable under this subsection:

8 (1) For administration of the estate of a decedent
9 (whether testate or intestate) or of a missing person, a
10 minimum of \$100 and a maximum of \$150, plus the fees
11 specified in subsection (v) (3), except:

12 (A) When the value of the real and personal
13 property does not exceed \$15,000, the fee shall be a
14 minimum of \$25 and a maximum of \$40.

15 (B) When (i) proof of heirship alone is made, (ii)
16 a domestic or foreign will is admitted to probate
17 without administration (including proof of heirship),
18 or (iii) letters of office are issued for a particular
19 purpose without administration of the estate, the fee
20 shall be a minimum of \$25 and a maximum of \$40.

21 (2) For administration of the estate of a ward, a
22 minimum of \$50 and a maximum of \$75, plus the fees
23 specified in subsection (v) (3), except:

24 (A) When the value of the real and personal
25 property does not exceed \$15,000, the fee shall be a
26 minimum of \$25 and a maximum of \$40.

1 (B) When (i) letters of office are issued to a
2 guardian of the person or persons, but not of the
3 estate or (ii) letters of office are issued in the
4 estate of a ward without administration of the estate,
5 including filing or joining in the filing of a tax
6 return or releasing a mortgage or consenting to the
7 marriage of the ward, the fee shall be a minimum of \$10
8 and a maximum of \$20.

9 (3) In addition to the fees payable under subsection
10 (v) (1) or (v) (2) of this Section, the following fees are
11 payable:

12 (A) For each account (other than one final account)
13 filed in the estate of a decedent, or ward, a minimum
14 of \$15 and a maximum of \$25.

15 (B) For filing a claim in an estate when the amount
16 claimed is \$150 or more but less than \$500, a minimum
17 of \$10 and a maximum of \$20; when the amount claimed is
18 \$500 or more but less than \$10,000, a minimum of \$25
19 and a maximum of \$40; when the amount claimed is
20 \$10,000 or more, a minimum of \$40 and a maximum of \$60;
21 provided that the court in allowing a claim may add to
22 the amount allowed the filing fee paid by the claimant.

23 (C) For filing in an estate a claim, petition, or
24 supplemental proceeding based upon an action seeking
25 equitable relief including the construction or contest
26 of a will, enforcement of a contract to make a will,

1 and proceedings involving testamentary trusts or the
2 appointment of testamentary trustees, a minimum of \$40
3 and a maximum of \$60.

4 (D) For filing in an estate (i) the appearance of
5 any person for the purpose of consent or (ii) the
6 appearance of an executor, administrator,
7 administrator to collect, guardian, guardian ad litem,
8 or special administrator, no fee.

9 (E) Except as provided in subsection (v) (3) (D),
10 for filing the appearance of any person or persons, a
11 minimum of \$10 and a maximum of \$30.

12 (F) For each jury demand, a minimum of \$102.50 and
13 a maximum of \$137.50.

14 (G) For disposition of the collection of a judgment
15 or settlement of an action or claim for wrongful death
16 of a decedent or of any cause of action of a ward, when
17 there is no other administration of the estate, a
18 minimum of \$30 and a maximum of \$50, less any amount
19 paid under subsection (v) (1) (B) or (v) (2) (B) except
20 that if the amount involved does not exceed \$5,000, the
21 fee, including any amount paid under subsection
22 (v) (1) (B) or (v) (2) (B), shall be a minimum of \$10 and a
23 maximum of \$20.

24 (H) For each certified copy of letters of office,
25 of court order or other certification, a minimum of \$1
26 and a maximum of \$2, plus a minimum of 50¢ and a

1 maximum of \$1 per page in excess of 3 pages for the
2 document certified.

3 (I) For each exemplification, a minimum of \$1 and a
4 maximum of \$2, plus the fee for certification.

5 (4) The executor, administrator, guardian, petitioner,
6 or other interested person or his or her attorney shall pay
7 the cost of publication by the clerk directly to the
8 newspaper.

9 (5) The person on whose behalf a charge is incurred for
10 witness, court reporter, appraiser, or other miscellaneous
11 fee shall pay the same directly to the person entitled
12 thereto.

13 (6) The executor, administrator, guardian, petitioner,
14 or other interested person or his attorney shall pay to the
15 clerk all postage charges incurred by the clerk in mailing
16 petitions, orders, notices, or other documents pursuant to
17 the provisions of the Probate Act of 1975.

18 (w) Criminal and Quasi-Criminal Costs and Fees.

19 (1) The clerk shall be entitled to costs in all
20 criminal and quasi-criminal cases from each person
21 convicted or sentenced to supervision therein as follows:

22 (A) Felony complaints, a minimum of \$80 and a
23 maximum of \$125.

24 (B) Misdemeanor complaints, a minimum of \$50 and a
25 maximum of \$75.

26 (C) Business offense complaints, a minimum of \$50

1 and a maximum of \$75.

2 (D) Petty offense complaints, a minimum of \$50 and
3 a maximum of \$75.

4 (E) Minor traffic or ordinance violations, \$20.

5 (F) When court appearance required, \$30.

6 (G) Motions to vacate or amend final orders, a
7 minimum of \$20 and a maximum of \$40.

8 (H) Motions to vacate bond forfeiture orders, a
9 minimum of \$20 and a maximum of \$30.

10 (I) Motions to vacate ex parte judgments, whenever
11 filed, a minimum of \$20 and a maximum of \$30.

12 (J) Motions to vacate judgment on forfeitures,
13 whenever filed, a minimum of \$20 and a maximum of \$25.

14 (K) Motions to vacate "failure to appear" or
15 "failure to comply" notices sent to the Secretary of
16 State, a minimum of \$20 and a maximum of \$40.

17 (2) In counties having a population of more than
18 500,000 but fewer than 3,000,000 inhabitants, when the
19 violation complaint is issued by a municipal police
20 department, the clerk shall be entitled to costs from each
21 person convicted therein as follows:

22 (A) Minor traffic or ordinance violations, \$10.

23 (B) When court appearance required, \$15.

24 (3) In ordinance violation cases punishable by fine
25 only, the clerk of the circuit court shall be entitled to
26 receive, unless the fee is excused upon a finding by the

1 court that the defendant is indigent, in addition to other
2 fees or costs allowed or imposed by law, the sum of a
3 minimum of \$50 and a maximum of \$112.50 as a fee for the
4 services of a jury. The jury fee shall be paid by the
5 defendant at the time of filing his or her jury demand. If
6 the fee is not so paid by the defendant, no jury shall be
7 called, and the case shall be tried by the court without a
8 jury.

9 (x) Transcripts of Judgment.

10 For the filing of a transcript of judgment, the clerk
11 shall be entitled to the same fee as if it were the
12 commencement of new suit.

13 (y) Change of Venue.

14 (1) For the filing of a change of case on a change of
15 venue, the clerk shall be entitled to the same fee as if it
16 were the commencement of a new suit.

17 (2) The fee for the preparation and certification of a
18 record on a change of venue to another jurisdiction, when
19 original documents are forwarded, a minimum of \$25 and a
20 maximum of \$40.

21 (z) Tax objection complaints.

22 For each tax objection complaint containing one or more
23 tax objections, regardless of the number of parcels
24 involved or the number of taxpayers joining in the
25 complaint, a minimum of \$25 and a maximum of \$50.

26 (aa) Tax Deeds.

1 (1) Petition for tax deed, if only one parcel is
2 involved, a minimum of \$150 and a maximum of \$250.

3 (2) For each additional parcel, add a fee of a minimum
4 of \$50 and a maximum of \$100.

5 (bb) Collections.

6 (1) For all collections made of others, except the
7 State and county and except in maintenance or child support
8 cases, a sum equal to a minimum of 2.5% and a maximum of
9 3.0% of the amount collected and turned over.

10 (2) Interest earned on any funds held by the clerk
11 shall be turned over to the county general fund as an
12 earning of the office.

13 (3) For any check, draft, or other bank instrument
14 returned to the clerk for non-sufficient funds, account
15 closed, or payment stopped, \$25.

16 (4) In child support and maintenance cases, the clerk,
17 if authorized by an ordinance of the county board, may
18 collect an annual fee of up to \$36 from the person making
19 payment for maintaining child support records and the
20 processing of support orders to the State of Illinois KIDS
21 system and the recording of payments issued by the State
22 Disbursement Unit for the official record of the Court.
23 This fee shall be in addition to and separate from amounts
24 ordered to be paid as maintenance or child support and
25 shall be deposited into a Separate Maintenance and Child
26 Support Collection Fund, of which the clerk shall be the

1 custodian, ex-officio, to be used by the clerk to maintain
2 child support orders and record all payments issued by the
3 State Disbursement Unit for the official record of the
4 Court. The clerk may recover from the person making the
5 maintenance or child support payment any additional cost
6 incurred in the collection of this annual fee.

7 The clerk shall also be entitled to a fee of \$5 for
8 certifications made to the Secretary of State as provided
9 in Section 7-703 of the Family Financial Responsibility Law
10 and these fees shall also be deposited into the Separate
11 Maintenance and Child Support Collection Fund.

12 (cc) Corrections of Numbers.

13 For correction of the case number, case title, or
14 attorney computer identification number, if required by
15 rule of court, on any document filed in the clerk's office,
16 to be charged against the party that filed the document, a
17 minimum of \$15 and a maximum of \$25.

18 (dd) Exceptions.

19 The fee requirements of this Section shall not apply to
20 police departments or other law enforcement agencies. In
21 this Section, "law enforcement agency" means an agency of
22 the State or a unit of local government which is vested by
23 law or ordinance with the duty to maintain public order and
24 to enforce criminal laws or ordinances. "Law enforcement
25 agency" also means the Attorney General or any state's
26 attorney. The fee requirements of this Section shall not

1 apply to any action instituted under subsection (b) of
 2 Section 11-31-1 of the Illinois Municipal Code by a private
 3 owner or tenant of real property within 1200 feet of a
 4 dangerous or unsafe building seeking an order compelling
 5 the owner or owners of the building to take any of the
 6 actions authorized under that subsection.

7 The fee requirements of this Section shall not apply to
 8 the filing of any commitment petition or petition for an
 9 order authorizing the administration of psychotropic
 10 medication or electroconvulsive therapy under the Mental
 11 Health and Developmental Disabilities Code.

12 (ee) Adoptions.

13 (1) For an adoption \$65

14 (2) Upon good cause shown, the court may waive the
 15 adoption filing fee in a special needs adoption. The term
 16 "special needs adoption" shall have the meaning ascribed to
 17 it by the Illinois Department of Children and Family
 18 Services.

19 (ff) Adoption exemptions.

20 No fee other than that set forth in subsection (ee)
 21 shall be charged to any person in connection with an
 22 adoption proceeding nor may any fee be charged for
 23 proceedings for the appointment of a confidential
 24 intermediary under the Adoption Act.

25 (gg) Unpaid fees.

26 Unless a court ordered payment schedule is implemented

1 or the fee requirements of this Section are waived pursuant
2 to court order, the clerk of the court may add to any
3 unpaid fees and costs under this Section a delinquency
4 amount equal to 5% of the unpaid fees that remain unpaid
5 after 30 days, 10% of the unpaid fees that remain unpaid
6 after 60 days, and 15% of the unpaid fees that remain
7 unpaid after 90 days. Notice to those parties may be made
8 by signage posting or publication. The additional
9 delinquency amounts collected under this Section shall be
10 used to defray additional administrative costs incurred by
11 the clerk of the circuit court in collecting unpaid fees
12 and costs.

13 (Source: P.A. 95-172, eff. 8-14-07.)

14 (705 ILCS 105/27.2a) (from Ch. 25, par. 27.2a)

15 Sec. 27.2a. The fees of the clerks of the circuit court in
16 all counties having a population of 3,000,000 or more
17 inhabitants in the instances described in this Section shall be
18 as provided in this Section. In those instances where a minimum
19 and maximum fee is stated, the clerk of the circuit court must
20 charge the minimum fee listed and may charge up to the maximum
21 fee if the county board has by resolution increased the fee.
22 The fees shall be paid in advance and shall be as follows:

23 (a) Civil Cases.

24 With the following exceptions, the ~~The~~ fee for filing a
25 complaint, petition, or other pleading initiating a civil

1 action, ~~with the following exceptions,~~ shall be a minimum
2 of \$190 and shall be a maximum of \$240 through December 31,
3 2021 and a maximum of \$235 on and after January 1, 2022.

4 (A) When the amount of money or damages or the
5 value of personal property claimed does not exceed
6 \$250, a minimum of \$15 and a maximum of \$22.

7 (B) When that amount exceeds \$250 but does not
8 exceed \$1000, a minimum of \$40 and a maximum of \$75.

9 (C) When that amount exceeds \$1000 but does not
10 exceed \$2500, a minimum of \$50 and a maximum of \$80.

11 (D) When that amount exceeds \$2500 but does not
12 exceed \$5000, a minimum of \$100 and a maximum of \$130.

13 (E) When that amount exceeds \$5000 but does not
14 exceed \$15,000, \$150.

15 (F) For the exercise of eminent domain, \$150. For
16 each additional lot or tract of land or right or
17 interest therein subject to be condemned, the damages
18 in respect to which shall require separate assessment
19 by a jury, \$150.

20 (G) For the final determination of parking,
21 standing, and compliance violations and final
22 administrative decisions issued after hearings
23 regarding vehicle immobilization and impoundment made
24 pursuant to Sections 3-704.1, 6-306.5, and 11-208.3 of
25 the Illinois Vehicle Code, \$25.

26 (H) No fees shall be charged by the clerk to a

1 petitioner in any order of protection including, but
2 not limited to, filing, modifying, withdrawing,
3 certifying, or photocopying petitions for orders of
4 protection, or for issuing alias summons, or for any
5 related filing service, certifying, modifying,
6 vacating, or photocopying any orders of protection.

7 (b) Forcible Entry and Detainer.

8 In each forcible entry and detainer case when the
9 plaintiff seeks possession only or unites with his or her
10 claim for possession of the property a claim for rent or
11 damages or both in the amount of \$15,000 or less, a minimum
12 of \$75 and a maximum of \$140. When the plaintiff unites his
13 or her claim for possession with a claim for rent or
14 damages or both exceeding \$15,000, a minimum of \$225 and a
15 maximum of \$335.

16 (c) Counterclaim or Joining Third Party Defendant.

17 When any defendant files a counterclaim as part of his
18 or her answer or otherwise or joins another party as a
19 third party defendant, or both, the defendant shall pay a
20 fee for each counterclaim or third party action in an
21 amount equal to the fee he or she would have had to pay had
22 he or she brought a separate action for the relief sought
23 in the counterclaim or against the third party defendant,
24 less the amount of the appearance fee, if that has been
25 paid.

26 (d) Confession of Judgment.

1 In a confession of judgment when the amount does not
2 exceed \$1500, a minimum of \$60 and a maximum of \$70. When
3 the amount exceeds \$1500, but does not exceed \$5000, a
4 minimum of \$75 and a maximum of \$150. When the amount
5 exceeds \$5000, but does not exceed \$15,000, a minimum of
6 \$175 and a maximum of \$260. When the amount exceeds
7 \$15,000, a minimum of \$250 and a maximum of \$310.

8 (e) Appearance.

9 The fee for filing an appearance in each civil case
10 shall be a minimum of \$75 and a maximum of \$110, except as
11 follows:

12 (A) When the plaintiff in a forcible entry and
13 detrainer case seeks possession only, a minimum of \$40
14 and a maximum of \$80.

15 (B) When the amount in the case does not exceed
16 \$1500, a minimum of \$40 and a maximum of \$80.

17 (C) When that amount exceeds \$1500 but does not
18 exceed \$15,000, a minimum of \$60 and a maximum of \$90.

19 (f) Garnishment, Wage Deduction, and Citation.

20 In garnishment affidavit, wage deduction affidavit,
21 and citation petition when the amount does not exceed
22 \$1,000, a minimum of \$15 and a maximum of \$25; when the
23 amount exceeds \$1,000 but does not exceed \$5,000, a minimum
24 of \$30 and a maximum of \$45; and when the amount exceeds
25 \$5,000, a minimum of \$50 and a maximum of \$80.

26 (g) Petition to Vacate or Modify.

1 (1) Petition to vacate or modify any final judgment or
2 order of court, except in forcible entry and detainer cases
3 and small claims cases or a petition to reopen an estate,
4 to modify, terminate, or enforce a judgment or order for
5 child or spousal support, or to modify, suspend, or
6 terminate an order for withholding, if filed before 30 days
7 after the entry of the judgment or order, a minimum of \$50
8 and a maximum of \$60.

9 (2) Petition to vacate or modify any final judgment or
10 order of court, except a petition to modify, terminate, or
11 enforce a judgment or order for child or spousal support or
12 to modify, suspend, or terminate an order for withholding,
13 if filed later than 30 days after the entry of the judgment
14 or order, a minimum of \$75 and a maximum of \$90.

15 (3) Petition to vacate order of bond forfeiture, a
16 minimum of \$40 and a maximum of \$80.

17 (h) Mailing.

18 When the clerk is required to mail, the fee will be a
19 minimum of \$10 and a maximum of \$15, plus the cost of
20 postage.

21 (i) Certified Copies.

22 Each certified copy of a judgment after the first,
23 except in small claims and forcible entry and detainer
24 cases, a minimum of \$15 and a maximum of \$20.

25 (j) Habeas Corpus.

26 For filing a petition for relief by habeas corpus, a

1 minimum of \$125 and a maximum of \$190.

2 (k) Certification, Authentication, and Reproduction.

3 (1) Each certification or authentication for taking
4 the acknowledgment of a deed or other instrument in writing
5 with the seal of office, a minimum of \$6 and a maximum of
6 \$9.

7 (2) Court appeals when original documents are
8 forwarded, under 100 pages, plus delivery and costs, a
9 minimum of \$75 and a maximum of \$110.

10 (3) Court appeals when original documents are
11 forwarded, over 100 pages, plus delivery and costs, a
12 minimum of \$150 and a maximum of \$185.

13 (4) Court appeals when original documents are
14 forwarded, over 200 pages, an additional fee of a minimum
15 of 25 and a maximum of 30 cents per page.

16 (5) For reproduction of any document contained in the
17 clerk's files:

18 (A) First page, \$2.

19 (B) Next 19 pages, 50 cents per page.

20 (C) All remaining pages, 25 cents per page.

21 (l) Remands.

22 In any cases remanded to the Circuit Court from the
23 Supreme Court or the Appellate Court for a new trial, the
24 clerk shall file the remanding order and reinstate the case
25 with either its original number or a new number. The Clerk
26 shall not charge any new or additional fee for the

1 reinstatement. Upon reinstatement the Clerk shall advise
2 the parties of the reinstatement. A party shall have the
3 same right to a jury trial on remand and reinstatement as
4 he or she had before the appeal, and no additional or new
5 fee or charge shall be made for a jury trial after remand.

6 (m) Record Search.

7 For each record search, within a division or municipal
8 district, the clerk shall be entitled to a search fee of a
9 minimum of \$6 and a maximum of \$9 for each year searched.

10 (n) Hard Copy.

11 For each page of hard copy print output, when case
12 records are maintained on an automated medium, the clerk
13 shall be entitled to a fee of a minimum of \$6 and a maximum
14 of \$9.

15 (o) Index Inquiry and Other Records.

16 No fee shall be charged for a single
17 plaintiff/defendant index inquiry or single case record
18 inquiry when this request is made in person and the records
19 are maintained in a current automated medium, and when no
20 hard copy print output is requested. The fees to be charged
21 for management records, multiple case records, and
22 multiple journal records may be specified by the Chief
23 Judge pursuant to the guidelines for access and
24 dissemination of information approved by the Supreme
25 Court.

26 (p) (Blank).

1 (q) Alias Summons.

2 For each alias summons or citation issued by the clerk,
3 a minimum of \$5 and a maximum of \$6.

4 (r) Other Fees.

5 Any fees not covered in this Section shall be set by
6 rule or administrative order of the Circuit Court with the
7 approval of the Administrative Office of the Illinois
8 Courts.

9 The clerk of the circuit court may provide additional
10 services for which there is no fee specified by statute in
11 connection with the operation of the clerk's office as may
12 be requested by the public and agreed to by the clerk and
13 approved by the chief judge of the circuit court. Any
14 charges for additional services shall be as agreed to
15 between the clerk and the party making the request and
16 approved by the chief judge of the circuit court. Nothing
17 in this subsection shall be construed to require any clerk
18 to provide any service not otherwise required by law.

19 (s) Jury Services.

20 The clerk shall be entitled to receive, in addition to
21 other fees allowed by law, the sum of a minimum of \$212.50
22 and maximum of \$230, as a fee for the services of a jury in
23 every civil action not quasi-criminal in its nature and not
24 a proceeding for the exercise of the right of eminent
25 domain and in every other action wherein the right of trial
26 by jury is or may be given by law. The jury fee shall be

1 paid by the party demanding a jury at the time of filing
2 the jury demand. If the fee is not paid by either party, no
3 jury shall be called in the action or proceeding, and the
4 same shall be tried by the court without a jury.

5 (t) Voluntary Assignment.

6 For filing each deed of voluntary assignment, a minimum
7 of \$20 and a maximum of \$40; for recording the same, a
8 minimum of 50¢ and a maximum of \$0.80 for each 100 words.
9 Exceptions filed to claims presented to an assignee of a
10 debtor who has made a voluntary assignment for the benefit
11 of creditors shall be considered and treated, for the
12 purpose of taxing costs therein, as actions in which the
13 party or parties filing the exceptions shall be considered
14 as party or parties plaintiff, and the claimant or
15 claimants as party or parties defendant, and those parties
16 respectively shall pay to the clerk the same fees as
17 provided by this Section to be paid in other actions.

18 (u) Expungement Petition.

19 The clerk shall be entitled to receive a fee of a
20 minimum of \$60 and a maximum of \$120 for each expungement
21 petition filed and an additional fee of a minimum of \$4 and
22 a maximum of \$8 for each certified copy of an order to
23 expunge arrest records.

24 (v) Probate.

25 The clerk is entitled to receive the fees specified in
26 this subsection (v), which shall be paid in advance, except

1 that, for good cause shown, the court may suspend, reduce,
2 or release the costs payable under this subsection:

3 (1) For administration of the estate of a decedent
4 (whether testate or intestate) or of a missing person, a
5 minimum of \$150 and a maximum of \$225, plus the fees
6 specified in subsection (v) (3), except:

7 (A) When the value of the real and personal
8 property does not exceed \$15,000, the fee shall be a
9 minimum of \$40 and a maximum of \$65.

10 (B) When (i) proof of heirship alone is made, (ii)
11 a domestic or foreign will is admitted to probate
12 without administration (including proof of heirship),
13 or (iii) letters of office are issued for a particular
14 purpose without administration of the estate, the fee
15 shall be a minimum of \$40 and a maximum of \$65.

16 (2) For administration of the estate of a ward, a
17 minimum of \$75 and a maximum of \$110, plus the fees
18 specified in subsection (v) (3), except:

19 (A) When the value of the real and personal
20 property does not exceed \$15,000, the fee shall be a
21 minimum of \$40 and a maximum of \$65.

22 (B) When (i) letters of office are issued to a
23 guardian of the person or persons, but not of the
24 estate or (ii) letters of office are issued in the
25 estate of a ward without administration of the estate,
26 including filing or joining in the filing of a tax

1 return or releasing a mortgage or consenting to the
2 marriage of the ward, the fee shall be a minimum of \$20
3 and a maximum of \$40.

4 (3) In addition to the fees payable under subsection
5 (v) (1) or (v) (2) of this Section, the following fees are
6 payable:

7 (A) For each account (other than one final account)
8 filed in the estate of a decedent, or ward, a minimum
9 of \$25 and a maximum of \$40.

10 (B) For filing a claim in an estate when the amount
11 claimed is \$150 or more but less than \$500, a minimum
12 of \$20 and a maximum of \$40; when the amount claimed is
13 \$500 or more but less than \$10,000, a minimum of \$40
14 and a maximum of \$65; when the amount claimed is
15 \$10,000 or more, a minimum of \$60 and a maximum of \$90;
16 provided that the court in allowing a claim may add to
17 the amount allowed the filing fee paid by the claimant.

18 (C) For filing in an estate a claim, petition, or
19 supplemental proceeding based upon an action seeking
20 equitable relief including the construction or contest
21 of a will, enforcement of a contract to make a will,
22 and proceedings involving testamentary trusts or the
23 appointment of testamentary trustees, a minimum of \$60
24 and a maximum of \$90.

25 (D) For filing in an estate (i) the appearance of
26 any person for the purpose of consent or (ii) the

1 appearance of an executor, administrator,
2 administrator to collect, guardian, guardian ad litem,
3 or special administrator, no fee.

4 (E) Except as provided in subsection (v) (3) (D),
5 for filing the appearance of any person or persons, a
6 minimum of \$30 and a maximum of \$90.

7 (F) For each jury demand, a minimum of \$137.50 and
8 a maximum of \$180.

9 (G) For disposition of the collection of a judgment
10 or settlement of an action or claim for wrongful death
11 of a decedent or of any cause of action of a ward, when
12 there is no other administration of the estate, a
13 minimum of \$50 and a maximum of \$80, less any amount
14 paid under subsection (v) (1) (B) or (v) (2) (B) except
15 that if the amount involved does not exceed \$5,000, the
16 fee, including any amount paid under subsection
17 (v) (1) (B) or (v) (2) (B), shall be a minimum of \$20 and a
18 maximum of \$40.

19 (H) For each certified copy of letters of office,
20 of court order or other certification, a minimum of \$2
21 and a maximum of \$4, plus \$1 per page in excess of 3
22 pages for the document certified.

23 (I) For each exemplification, \$2, plus the fee for
24 certification.

25 (4) The executor, administrator, guardian, petitioner,
26 or other interested person or his or her attorney shall pay

1 the cost of publication by the clerk directly to the
2 newspaper.

3 (5) The person on whose behalf a charge is incurred for
4 witness, court reporter, appraiser, or other miscellaneous
5 fee shall pay the same directly to the person entitled
6 thereto.

7 (6) The executor, administrator, guardian, petitioner,
8 or other interested person or his or her attorney shall pay
9 to the clerk all postage charges incurred by the clerk in
10 mailing petitions, orders, notices, or other documents
11 pursuant to the provisions of the Probate Act of 1975.

12 (w) Criminal and Quasi-Criminal Costs and Fees.

13 (1) The clerk shall be entitled to costs in all
14 criminal and quasi-criminal cases from each person
15 convicted or sentenced to supervision therein as follows:

16 (A) Felony complaints, a minimum of \$125 and a
17 maximum of \$190.

18 (B) Misdemeanor complaints, a minimum of \$75 and a
19 maximum of \$110.

20 (C) Business offense complaints, a minimum of \$75
21 and a maximum of \$110.

22 (D) Petty offense complaints, a minimum of \$75 and
23 a maximum of \$110.

24 (E) Minor traffic or ordinance violations, \$30.

25 (F) When court appearance required, \$50.

26 (G) Motions to vacate or amend final orders, a

1 minimum of \$40 and a maximum of \$80.

2 (H) Motions to vacate bond forfeiture orders, a
3 minimum of \$30 and a maximum of \$45.

4 (I) Motions to vacate ex parte judgments, whenever
5 filed, a minimum of \$30 and a maximum of \$45.

6 (J) Motions to vacate judgment on forfeitures,
7 whenever filed, a minimum of \$25 and a maximum of \$30.

8 (K) Motions to vacate "failure to appear" or
9 "failure to comply" notices sent to the Secretary of
10 State, a minimum of \$40 and a maximum of \$50.

11 (2) In counties having a population of 3,000,000 or
12 more, when the violation complaint is issued by a municipal
13 police department, the clerk shall be entitled to costs
14 from each person convicted therein as follows:

15 (A) Minor traffic or ordinance violations, \$30.

16 (B) When court appearance required, \$50.

17 (3) In ordinance violation cases punishable by fine
18 only, the clerk of the circuit court shall be entitled to
19 receive, unless the fee is excused upon a finding by the
20 court that the defendant is indigent, in addition to other
21 fees or costs allowed or imposed by law, the sum of a
22 minimum of \$112.50 and a maximum of \$250 as a fee for the
23 services of a jury. The jury fee shall be paid by the
24 defendant at the time of filing his or her jury demand. If
25 the fee is not so paid by the defendant, no jury shall be
26 called, and the case shall be tried by the court without a

1 jury.

2 (x) Transcripts of Judgment.

3 For the filing of a transcript of judgment, the clerk
4 shall be entitled to the same fee as if it were the
5 commencement of a new suit.

6 (y) Change of Venue.

7 (1) For the filing of a change of case on a change of
8 venue, the clerk shall be entitled to the same fee as if it
9 were the commencement of a new suit.

10 (2) The fee for the preparation and certification of a
11 record on a change of venue to another jurisdiction, when
12 original documents are forwarded, a minimum of \$40 and a
13 maximum of \$65.

14 (z) Tax objection complaints.

15 For each tax objection complaint containing one or more
16 tax objections, regardless of the number of parcels
17 involved or the number of taxpayers joining in the
18 complaint, a minimum of \$50 and a maximum of \$100.

19 (aa) Tax Deeds.

20 (1) Petition for tax deed, if only one parcel is
21 involved, a minimum of \$250 and a maximum of \$400.

22 (2) For each additional parcel, add a fee of a minimum
23 of \$100 and a maximum of \$200.

24 (bb) Collections.

25 (1) For all collections made of others, except the
26 State and county and except in maintenance or child support

1 cases, a sum equal to 3.0% of the amount collected and
2 turned over.

3 (2) Interest earned on any funds held by the clerk
4 shall be turned over to the county general fund as an
5 earning of the office.

6 (3) For any check, draft, or other bank instrument
7 returned to the clerk for non-sufficient funds, account
8 closed, or payment stopped, \$25.

9 (4) In child support and maintenance cases, the clerk,
10 if authorized by an ordinance of the county board, may
11 collect an annual fee of up to \$36 from the person making
12 payment for maintaining child support records and the
13 processing of support orders to the State of Illinois KIDS
14 system and the recording of payments issued by the State
15 Disbursement Unit for the official record of the Court.
16 This fee shall be in addition to and separate from amounts
17 ordered to be paid as maintenance or child support and
18 shall be deposited into a Separate Maintenance and Child
19 Support Collection Fund, of which the clerk shall be the
20 custodian, ex-officio, to be used by the clerk to maintain
21 child support orders and record all payments issued by the
22 State Disbursement Unit for the official record of the
23 Court. The clerk may recover from the person making the
24 maintenance or child support payment any additional cost
25 incurred in the collection of this annual fee.

26 The clerk shall also be entitled to a fee of \$5 for

1 certifications made to the Secretary of State as provided
2 in Section 7-703 of the Family Financial Responsibility Law
3 and these fees shall also be deposited into the Separate
4 Maintenance and Child Support Collection Fund.

5 (cc) Corrections of Numbers.

6 For correction of the case number, case title, or
7 attorney computer identification number, if required by
8 rule of court, on any document filed in the clerk's office,
9 to be charged against the party that filed the document, a
10 minimum of \$25 and a maximum of \$40.

11 (dd) Exceptions.

12 (1) The fee requirements of this Section shall not
13 apply to police departments or other law enforcement
14 agencies. In this Section, "law enforcement agency" means
15 an agency of the State or a unit of local government which
16 is vested by law or ordinance with the duty to maintain
17 public order and to enforce criminal laws or ordinances.
18 "Law enforcement agency" also means the Attorney General or
19 any state's attorney.

20 (2) No fee provided herein shall be charged to any unit
21 of local government or school district. The fee
22 requirements of this Section shall not apply to any action
23 instituted under subsection (b) of Section 11-31-1 of the
24 Illinois Municipal Code by a private owner or tenant of
25 real property within 1200 feet of a dangerous or unsafe
26 building seeking an order compelling the owner or owners of

1 the building to take any of the actions authorized under
2 that subsection.

3 (3) The fee requirements of this Section shall not
4 apply to the filing of any commitment petition or petition
5 for an order authorizing the administration of
6 psychotropic medication or electroconvulsive therapy under
7 the Mental Health and Developmental Disabilities Code.

8 (ee) Adoption.

9 (1) For an adoption \$65

10 (2) Upon good cause shown, the court may waive the
11 adoption filing fee in a special needs adoption. The term
12 "special needs adoption" shall have the meaning ascribed to
13 it by the Illinois Department of Children and Family
14 Services.

15 (ff) Adoption exemptions.

16 No fee other than that set forth in subsection (ee)
17 shall be charged to any person in connection with an
18 adoption proceeding nor may any fee be charged for
19 proceedings for the appointment of a confidential
20 intermediary under the Adoption Act.

21 (gg) Unpaid fees.

22 Unless a court ordered payment schedule is implemented
23 or the fee requirements of this Section are waived pursuant
24 to court order, the clerk of the court may add to any
25 unpaid fees and costs under this Section a delinquency
26 amount equal to 5% of the unpaid fees that remain unpaid

1 after 30 days, 10% of the unpaid fees that remain unpaid
2 after 60 days, and 15% of the unpaid fees that remain
3 unpaid after 90 days. Notice to those parties may be made
4 by signage posting or publication. The additional
5 delinquency amounts collected under this Section shall be
6 used to defray additional administrative costs incurred by
7 the clerk of the circuit court in collecting unpaid fees
8 and costs.

9 (Source: P.A. 95-172, eff. 8-14-07.)"; and

10 on page 4, line 16, after "the", by inserting "30th day after
11 the"; and

12 on page 7, by inserting immediately below line 12 the
13 following:

14 "(705 ILCS 105/27.7)

15 Sec. 27.7. Children's waiting room. The expense of
16 establishing and maintaining a children's waiting room for
17 children whose parents or guardians are attending a court
18 hearing as a litigant, witness, or for other court purposes as
19 determined by the court may be borne by the county. To defray
20 that expense in any county having established a children's
21 waiting room or that elects to establish such a system, the
22 county board may require the clerk of the circuit court in the
23 county to charge and collect a children's waiting room fee of

1 not more than \$10 through December 31, 2021 and not more than
2 \$8 on and after January 1, 2022. The fee shall be paid at the
3 time of filing the first pleading, paper, or other appearance
4 filed by each party in all civil cases. No additional fee shall
5 be required if more than one party is presented in a single
6 pleading, paper, or other appearance. The fee shall be
7 collected in the manner in which all other fees or costs are
8 collected.

9 Each clerk shall commence the charges and collection upon
10 receipt of written notice from the chairman of the county board
11 together with a certified copy of the board's resolution. The
12 clerk shall file the resolution of record in his or her office.

13 The fees shall be in addition to all other fees and charges
14 of the clerks, shall be assessable as costs, and may be waived
15 only if the judge specifically provides for the waiver of the
16 children's waiting room fee. The fees shall be remitted monthly
17 by the clerk to the county treasurer, to be retained by the
18 treasurer in a special fund designated as the children's
19 waiting room fund. The fund shall be audited by the county
20 auditor, and the county board shall make expenditure from the
21 fund in payment of any cost related to the establishment and
22 maintenance of the children's waiting room, including
23 personnel, heat, light, telephone, security, rental of space,
24 or any other item in connection with the operation of a
25 children's waiting room.

26 The fees shall not be charged in any matter coming to the

1 clerk on a change of venue, nor in any proceeding to review the
2 decision of any administrative officer, agency, or body.
3 (Source: P.A. 95-980, eff. 9-22-08.)".